

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

INTERNATIONAL UNION OF)	CASE NO. 1:07-CV-1024
OPERATING ENGINEERS,)	
LOCAL 10)	JUDGE: SARA LIOI
3515 Prospect Avenue)	
Cleveland, Ohio 44115)	
)	
Plaintiff,)	
)	
v.)	<u>JOINT STIPULATION OF NOTICE</u>
)	<u>OF DISMISSAL WITHOUT</u>
THE CITY OF CLEVELAND, et al.)	<u>PREJUDICE</u>
)	
Defendants.)	

Plaintiff, International Union of Operating Engineers, Local 10 and Defendants, City of Cleveland, et al, mutually agree to dismiss without prejudice pursuant to Fed. Civil Procedure Rule 41(a)(1).

Respectfully submitted,

/s/Jon M. Dileo

/s/Emily Smayda Kelly

JON M. DILENO, ESQ.(0040836)
Zashin & Rich Co., L.P.A.
55 Public Square, 4th Floor
Cleveland, Ohio 44113
216-696-4441(phone)
216-696-1618 (fax)

EMILY SMAYDA KELLY, ESQ. (0073243)
WILLIAM FADEL, ESQ. (0027883)
Wuliger, Fadel & Beyer
1340 Sumner Court
Cleveland, Ohio 44115
(216) 781-7777 (phone)
(216) 781-0621 (fax)
esmayda@wfblaw.com

IT IS SO ORDERED

s/ Sara Lioi

UNITED STATES DISTRICT JUDGE

9/28/07